

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 2303 - SB 2884

June 1, 2020

**SUMMARY OF ORIGINAL BILL:** Expands the offense of arson to include a person who knowingly damages fire equipment by means of a fire or explosion.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

**SUMMARY OF AMENDMENT (018003):** Deletes all language after the enacting clause. Expands the offense of arson to include a person who knowingly damages farm equipment by means of a fire or explosion. Effective October 1, 2020.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- The proposed legislation defines farm equipment as any farm tractor as defined in Tenn. Code Ann. § 55-1-104(a), farm implement designed to be operated with a farm tractor, and motorized farm machinery used in the commercial production of farm products or nursery stock.
- Pursuant to Tenn. Code Ann. § 39-14-301(b)(1), arson is a Class C felony offense.
- This analysis assumes that an individual knowingly damaging farm equipment by means of a fire or explosion would be charged with a Class A misdemeanor offense of reckless burning or with a Class C felony arson offense if the farm equipment was located in a barn structure under current law.
- Any impact to state or local incarceration resulting from the proposed enhancement is estimated to be not significant.
- Any impact to the Department of Agriculture Agricultural Crime Unit is estimated to be not significant.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

*Krista Lee Carsner BS*

Krista Lee Carsner, Executive Director

/amj